

66476-024-5



#12

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

Jong Woon Park et al.

Serial No.: 09/742,302

Filed: December 22, 2000

Ex-Vessel Core Melt Retention Device...  
Core Concrete Interaction

) PATENT

) GROUP: 3643

) EXAMINER: Jeffrey L. Gellner

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RENEWED PETITION FOR RETROACTIVE LICENSE  
UNDER 37 C.F.R. 5.25

Honorable Director for Patents  
Washington, D.C. 20231

November 12, 2002

Sir:

This is in response to the Communication mailed September 30, 2002 denying applicants' petition for retroactive license first filed December 22, 2000. Applicants hereby renew their petition for license for foreign filing, to be granted retroactive under the provisions of 37 C.F.R. 5.25.

Attached is a verified Declaration of Hwa Ik Lee, a senior partner of Young International Patent and Law Firm, declaring that he was unaware that a foreign filing license must first be obtained in connection with the filing of a patent application on an invention made at least in part by a United States inventor, and that such a first filing outside the United States was made by his office through error and without deceptive intent. The declaration is filed pursuant to 37 C.F.R. 5.25(a)(3)(iii), which the Assistant Patent Examiner found deficient in his Decision mailed September 30, 2002.

It is believed that all the requirements set forth in 37 C.F.R. 5.25 have been met for the granting of a retroactive license, and the grant of such license is respectfully requested..

The application filing date of December 22, 2000 is correctly set forth in the Decision. The filing date is incorrectly set forth as March 30, 2001 in the cover sheet attaching the Decision. It is requested that the date be corrected at the Licensing & Review Office.

Respectfully submitted,

DYKEMA GOSSETT PLLC

By:



Lawrence R. Radanovic  
Registration No. 23,077  
Franklin Square, Third Floor West  
1300 I Street N.W.  
Washington, DC 20005-3353  
(202) 906-8624

Enclosure



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DECLARATION OF HWA IK LEE  
UNDER 37 C.F.R. 5.25(a)(3)(iii)

I, Hwa Ik Lee, hereby declare and state that:

I am senior partner of Young International Patent and Law Firm located at 4<sup>th</sup> Fl., Yosam Building, 648-23, Yoksam-Dong, Kangnam-gu, Seoul 135-748 Korea;

At the request of my client, Korea Electric Power Corp., I prepared Korean patent application No. 1999-63392 which was filed by my office with the Korean Patent Office on December 28, 1999;

In accordance with Korean patent practice applications for patents are filed in the name of the assignee, as applicant, and not in the name of the inventors;

At the time of preparing and filing the Korean application, on which convention priority under 35 U.S.C. 119 is based, I was unaware that a foreign filing license must first be obtained in connection with the filing of a patent application on an invention made at least in part by a United States inventor;

A first filing outside the United States of the application on the invention made at least in part by a United States Inventor was made by my office through error and without deceptive intent;

I hereby declare further that willful false statements and the like so made are punishable by fine or imprisonment, or both, under 18 U.S.C. 1001, and that such willful false statements may jeopardize the validity of the application or any resulting registration, and that all statements made of his own knowledge are true and all statements made herein on information and belief are believed to be true.

Young International Patent and Law Office

H. I. L.

Hwa Ik Lee

Date: Nov. 8, 2002